

## **Assembly Bill No. 933**

### **CHAPTER 142**

An act to repeal Section 33101 of the Education Code, and to amend Sections 11550, 11552, 11553, 11553.5, 11554, 11555, 11556, 11563.7, 11564, 11565.5, 11569, and 12500 of, and to repeal Sections 8901, 8901.5, 8901.6, 11551, 11551.5, 11552.5, 12000, 12100, 12150, 12300, and 12400 of, the Government Code, relating to public employment.

[Approved by Governor July 27, 2007. Filed with  
Secretary of State July 27, 2007.]

#### **LEGISLATIVE COUNSEL'S DIGEST**

AB 933, Jeffries. Exempt employee salaries.

Existing law provides for the salaries, benefits, and raises of various exempt state employees, including the heads of various state agencies.

This bill would revise these provisions. The bill would also delete obsolete statutory provisions relating to the Governor, Members of the Legislature, and other statewide elected officers.

*The people of the State of California do enact as follows:*

SECTION 1. Section 33101 of the Education Code is repealed.

SEC. 2. Section 8901 of the Government Code is repealed.

SEC. 3. Section 8901.5 of the Government Code is repealed.

SEC. 4. Section 8901.6 of the Government Code is repealed.

SEC. 5. Section 11550 of the Government Code is amended to read:

11550. (a) Effective January 1, 1988, an annual salary of ninety-one thousand fifty-four dollars (\$91,054) shall be paid to each of the following:

- (1) Director of Finance.
- (2) Secretary of Business, Transportation and Housing.
- (3) Secretary of the Resources Agency.
- (4) Secretary of California Health and Human Services.
- (5) Secretary of State and Consumer Services.
- (6) Commissioner of the California Highway Patrol.
- (7) Secretary of the Department of Corrections and Rehabilitation.
- (8) Secretary of Food and Agriculture.
- (9) Secretary of Veterans Affairs.
- (10) Secretary of Labor and Workforce Development.
- (11) Secretary of Environmental Protection.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be

comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

SEC. 6. Section 11551 of the Government Code is repealed.

SEC. 7. Section 11551.5 of the Government Code is repealed.

SEC. 8. Section 11552 of the Government Code is amended to read:

11552. (a) Effective January 1, 1988, an annual salary of eighty-five thousand four hundred two dollars (\$85,402) shall be paid to each of the following:

- (1) Commissioner of Financial Institutions.
- (2) Commissioner of Corporations.
- (3) Director of Transportation.
- (4) Real Estate Commissioner.
- (5) Director of Social Services.
- (6) Director of Water Resources.
- (7) Chief Deputy Secretary for Adult Operations of the Department of Corrections and Rehabilitation.
- (8) Director of General Services.
- (9) Director of Motor Vehicles.
- (10) Chief Deputy Secretary for Juvenile Justice in the Department of Corrections and Rehabilitation.
- (11) Executive Officer of the Franchise Tax Board.
- (12) Director of Employment Development.
- (13) Director of Alcoholic Beverage Control.
- (14) Director of Housing and Community Development.
- (15) Director of Alcohol and Drug Programs.
- (16) Director of Statewide Health Planning and Development.
- (17) Director of the Department of Personnel Administration.
- (18) State Director of Health Services.
- (19) Director of Mental Health.
- (20) Director of Developmental Services.
- (21) State Public Defender.
- (22) Director of the California State Lottery.
- (23) Director of Fish and Game.
- (24) Director of Parks and Recreation.
- (25) Director of Rehabilitation.
- (26) Director of the Office of Administrative Law.
- (27) Director of Consumer Affairs.
- (28) Director of Forestry and Fire Protection.
- (29) The Inspector General pursuant to Section 6125 of the Penal Code.
- (30) Director of Child Support Services.
- (31) Director of Industrial Relations.
- (32) Chief Deputy Secretary for Adult Programs in the Department of Corrections and Rehabilitation.
- (33) Director of Toxic Substances Control.
- (34) Director of Pesticide Regulation.
- (35) Director of Managed Health Care.
- (36) Director of Environmental Health Hazard Assessment.

- (37) Director of Technology.
- (38) Director of Homeland Security.
- (39) Director of California Bay-Delta Authority.
- (40) Director of California Conservation Corps.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

SEC. 9. Section 11552.5 of the Government Code is repealed.

SEC. 10. Section 11553 of the Government Code is amended to read:

11553. (a) Effective January 1, 1988, an annual salary of eighty-one thousand six hundred thirty-five dollars (\$81,635) shall be paid to each of the following:

- (1) Chairperson of the Unemployment Insurance Appeals Board.
- (2) Chairperson of the Agricultural Labor Relations Board.
- (3) President of the Public Utilities Commission.
- (4) Chairperson of the Fair Political Practices Commission.
- (5) Chairperson of the Energy Resources Conservation and Development Commission.
- (6) Chairperson of the Public Employment Relations Board.
- (7) Chairperson of the Workers' Compensation Appeals Board.
- (8) Administrative Director of the Division of Industrial Accidents.
- (9) Chairperson of the State Water Resources Control Board.
- (10) Chairperson and each member of the California Integrated Waste Management Board.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

(c) Notwithstanding subdivision (b), any salary increase is subject to Section 11565.5.

SEC. 11. Section 11553.5 of the Government Code is amended to read:

11553.5. (a) Effective January 1, 1988, an annual salary of seventy-nine thousand one hundred twenty-two dollars (\$79,122) shall be paid to the following:

- (1) Member of the Agricultural Labor Relations Board.
- (2) Member of the State Energy Resources Conservation and Development Commission.
- (3) Member of the Public Utilities Commission.
- (4) Member of the Public Employment Relations Board.
- (5) Member of the Unemployment Insurance Appeals Board.
- (6) Member of the Workers' Compensation Appeals Board.
- (7) Member of the State Water Resources Control Board.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state

employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general cost-of-living salary increases provided for state employees during that fiscal year.

(c) Notwithstanding subdivision (b), any salary increase is subject to Section 11565.5.

SEC. 12. Section 11554 of the Government Code is amended to read:

11554. (a) Effective January 1, 1988, an annual salary of seventy-five thousand three hundred fifty-four dollars (\$75,354) shall be paid to each of the following:

- (1) Director of Conservation.
- (2) Director of Community Services and Development.
- (3) State Architect.
- (4) Director of Fair Employment and Housing.
- (5) Director of the Office of Emergency Services.
- (6) Director of the California Department of Aging.
- (7) State Fire Marshal.
- (8) Director of Boating and Waterways.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

SEC. 13. Section 11555 of the Government Code is amended to read:

11555. (a) Effective January 1, 1988, an annual salary of seventy-one thousand five hundred eighty-seven dollars (\$71,587) shall be paid to the following:

- (1) Chairperson of the Board of Parole Hearings.
- (2) Chairperson of the Occupational Safety and Health Appeals Board.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

(c) Notwithstanding subdivision (b), any salary increase is subject to Section 11565.5.

SEC. 14. Section 11556 of the Government Code is amended to read:

11556. (a) Effective January 1, 1988, an annual salary of sixty-nine thousand seventy-six dollars (\$69,076) shall be paid to each of the following:

- (1) Commissioner of the Board of Parole Hearings.
- (2) Member of the Occupational Safety and Health Appeals Board.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

(c) Notwithstanding subdivision (b), any salary increase is subject to Section 11565.5.

SEC. 15. Section 11563.7 of the Government Code is amended to read:

11563.7. (a) Effective January 1, 1988, an annual salary of twenty-five thousand one hundred eighteen dollars (\$25,118) shall be paid to each member of the State Personnel Board.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

(c) Notwithstanding subdivision (b), any salary increase is subject to Section 11565.5.

SEC. 16. Section 11564 of the Government Code is amended to read:

11564. (a) Effective January 1, 1988, an annual salary of twenty-five thousand one hundred eighteen dollars (\$25,118) shall be paid to each member of the State Air Resources Board, provided each member devotes a minimum of 60 hours per month to state board work. The salary shall be reduced proportionately if less than 60 hours per month is devoted to state board work.

(b) The annual compensation provided by this section shall be increased in any fiscal year in which a general salary increase is provided for state employees. The amount of the increase provided by this section shall be comparable to, but shall not exceed, the percentage of the general salary increases provided for state employees during that fiscal year.

(c) Notwithstanding subdivision (b), any salary increase is subject to Section 11565.5.

SEC. 17. Section 11565.5 of the Government Code is amended to read:

11565.5. Notwithstanding Sections 11553, 11553.5, 11555, 11556, 11563.7, and 11564, with respect to any salary increase made after January 1, 1997, for nonelected members of state boards and commissions specified in Sections 11553, 11553.5, 11555, 11556, 11563.7, and 11564, the annual compensation provided by these sections shall not automatically increase but may be increased in any fiscal year in which there is a general increase in the salary ranges and rates for state civil service classifications. The amount of the increase, as determined by the Department of Personnel Administration and subject to the appropriation of funds by the Legislature in the annual Budget Act, shall not exceed the percentage of the general increase in the salary rates and ranges for classifications provided during that fiscal year for state employees designated as managerial.

SEC. 18. Section 11569 of the Government Code is amended to read:

11569. Notwithstanding the foregoing provisions of this chapter or of any statute specifying the salary to be paid to any state officer, in any fiscal year for which the Legislature appropriates additional funds to augment the salaries paid to state officers whose salaries are specified by statute, each such statutory salary for that fiscal year shall be the amount so specified plus an amount which constitutes an equal percentage increase for each

officer. No such increase shall be paid to any officer whose salary is subject to Section 68203 of the Government Code. If any constitutional provision prevents an increase during the term of office of a position, the increase shall not become operative as to that position before the commencement of the next succeeding term of office, as provided in Section 11567.

The secretaries and other personnel of the Governor appointed pursuant to Section 12001 shall be regarded as state officers for purposes of determining the salaries of state officers pursuant to this section and the Governor may fix the salary of each person at an amount not to exceed the maximum for such position set forth in Section 12001 plus a percentage equal to the increase authorized for statutory salaries under this section.

SEC. 19. Section 12000 of the Government Code is repealed.

SEC. 20. Section 12100 of the Government Code is repealed.

SEC. 21. Section 12150 of the Government Code is repealed.

SEC. 22. Section 12300 of the Government Code is repealed.

SEC. 23. Section 12400 of the Government Code is repealed.

SEC. 24. Section 12500 of the Government Code is amended to read:

12500. The annual salary of the Attorney General includes all services rendered ex officio as member of any board or commission.